

## Newstead Town Board Meeting- June 12, 2017

A regular meeting was called to order by the Newstead Town Board on Monday, June 12, 2017 at 8:00pm at the Newstead Town Hall.

Present: David Cummings- Supervisor  
John Jendrowski- Councilman  
Joseph Dugan- Councilman  
Edmund Burke- Councilman  
Jeannine Morlacci- Councilwoman  
Nathan Neill- Town Attorney  
Brendan Neill- Assistant Town Attorney  
Scott Rybarczyk- Wendel/Town Engineer  
Dawn Izydorczak- Town Clerk

Roll Call was taken with all board members present.

Councilman Dugan led the pledge to the flag.

**Presentation:** New York State Town Clerks Association District 10 Directors Allison Dispense of the Town of Pomfret in Chautauqua County and Tracy Carmer of the Town of Somerset in Niagara County were present to acknowledge Newstead Town Clerk Dawn Izydorczak as the NYSTCA District 10 Town Clerk of the Year. They presented Dawn with a framed proclamation of her award and a bouquet of flowers. She was chosen Clerk of the Year out of 96 possible candidates across Erie, Niagara, Cattaraugus and Chautauqua Counties.

Minutes from the regular meeting held on May 22, 2017 were presented for approval. A motion was made by Councilman Jendrowski, seconded by Councilman Burke to approve as presented.

Carried Unanimously

**Agenda Changes** – a motion was made by Councilman Burke, seconded by Councilman Jendrowski to make the following agenda changes: add resolution on the County Shared Services plan and remove the resolution for the Solar Law

Carried Unanimously

**Communications** – The Town Clerk presented the following correspondence:

A letter from the NYS DOT regarding the start of a speed study requested by the town on Swift Mills Rd.

The May 2017 operations Report was received from Amherst Central Fire Alarm office reporting 43 calls for Akron Fire Co and 32 calls for Newstead Fire Co.

A notice of upcoming Association of Towns Planning & Zoning Schools for 2017.

A letter from the Akron Celebration Committee requesting use of the Veteran's Park for the July 4<sup>th</sup> fireworks on July 3<sup>rd</sup>.

A request for a beer/wine permit on July 15<sup>th</sup> at Veterans Park was received from Bill Kaufman.

A letter from the Emerling Agency expressing interest in quoting the town's insurance policies for 2018.

A copy of the 2017-18 Trade Directory was received from the Western New York Association of Plumbing & Mechanical Contractors Inc.

A motion was made by Councilman Jendrowski, seconded by Councilwoman Morlacci to accept and file the presented correspondence.

Carried Unanimously

**Work Session:** The Supervisor reported that at work session held last week the following items were discussed: met with Town Clerk on the cleaning issues, met with Planning Board Chair on a potential planning request, building projects, water & sewer projects, grants updates, IT services, ethic's board vacancy, solar law and any other matters brought before the Board. The Board went into executive session to discuss contracts and the CEO position with no action taken.

**Agenda Items Question Period:** no one spoke

**Budget transfers:** none

**Approval of Bills** – Councilman Jendrowski reported that the Abstract(s) from Batch(es) #1721 has been reviewed with the previously un-audited vouchers and everything was found in order. He presented Abstract Batch(es) #1724 and 1725 for payment. Vouchers on this abstract(s) numbered from 569 – 636, totaling \$66,693.01. Councilman Dugan seconded to approve payment as follows:

Abstract Batch(es) #1724 & 1725:

General Fund (A) -\$25,653.52, General Fund- Outside Village (B) \$93.04, Highway (DA) -\$0, Highway: Outside Village (DB) \$7,343.68, CAP- Murder Creek- (HM) \$0, CAP-Sewer Dist. 3(HNL) \$0, CAP- Trail Grant (HTG)- \$0, CAP- Water Improvement (HW)- \$0, CAP Water-Downey (HW01)- \$0, CAP- Water- Cedar (HW02)- \$0, Drainage (SD)- \$0, Fire Protection (SF) \$6,246.17, Refuse (SR) \$25,917.66, Sewer #1 Fund (SS) \$847.58, Sewer District #2 (SS02)- \$586.50, Trust & Agency(TA)- \$0 and Water Districts: Consolidated (SW00) \$4.86, (SW1) \$0, (SW2) \$0, (SW3) \$0, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0;

Total: \$66,693.01

Carried Unanimously

**COMMITTEE AND DEPARTMENT HEAD REPORTS:**

**Highway** – Mike was not present. He is at highway school.

**Assessor** – no report presented.

**Building Office** –the following building report was presented by Christine Falkowski of the Planning & Building Department:

Bob & Pat George	12056 Buckwheat	Siding
Rich Campbell	8228 Cedar	Wind turbine
Rothland’s Golf Course	12089 Clarence Center	2 tents
Thomas Land	13427 Stage	Permit renewal
Carol Batra	6395 Utley	Ditch fill
Tim Susfolk	6149 Dye	Ditch fill
Jason Johnson	13498 Stage	Roof
Jason Johnson	13498 Stage	Pole barn
David & Irene Root	12610 Clair	Shed
Rich Carter	6410 Dye	Shed
Rusty Murray	12569 Clarence Center	Rooftop solar
Pete Schenk	13881 Knapp	Roof
Mitch Gorski	12151 Buckwheat	One Family Home
John Jendrowski	12375 Meahl	Roof
Nicholas Jarnot	11856 Stage	Above ground pool
Tammy & Jon Fox	6910 Cedar	Pool house/shed
Kelkenberg Homes	6753 Dye	One Family Home
Kelkenberg Homes	6753 Dye	Driveway
Kelly Schultz	11079 Main	2 storage buildings
Chris Perkins	6233 Utley	Roof
Philip & Sandra Aquila	11658 Clarence Center	Porch replacement

The Town Board accepted the report as presented. Councilman Burke stated he is happy to see the fire inspections being done.

**Town Clerk-** nothing at this time

**Attorney for the Town** – nothing at this time

## **COUNCILPERSONS:**

**Jendrowski**- he met with CEO Borth on the fire inspections progress, attended the Rec Board meeting with Councilman Burke, he inspected the library retaining wall and spoke with Harold on setting a schedule for watering the plantings at the library, he attended the Coalition meeting and reported they have received some grant funding. He also spoke with Nancy Smith of National Grid on some new incentives for LED lighting that the town may be eligible for.

**Dugan** – he attended a meeting on the rental/lease agreements with Newstead Fire Company for the Senior Center.

**Burke** – he attended the Rec Board meeting as well as a meeting of the Master Plan Steering Committee. He has notified several groups about the next public meeting for the Master Plan on August 8<sup>th</sup> and encourages everyone to attend and give input on the direction they want our communities to go in the next 10 years.

**Morlacci**- she attended the Celebration Committee meeting and is happy to report July 4<sup>th</sup> is a go. The Akron Fire Co will be on site for the fireworks at Veteran's Park. She questioned if the shelter restrooms will be enough or are port-a-johns necessary. There will be vendors using the shelter for food. Also she was contacted by Dan Rizzo of Erie County Parks and Legislator Ed Rath regarding the possibility of putting a dog park in the Brooklyn Park portion of the County Park.

Supervisor Cummings told her the County Park is not in the Towns jurisdiction, it is actually in the Village so we have no say but if they want the town's input that's fine.

**Supervisor**- the May Supervisor's Report is on file with the Town Clerk. He attended the Supervisor's meeting in Elma and a month end meeting in Buffalo. He also attended the Master Plan committee meeting and the committee plans to meet again before the next public meeting in August. He attended a meeting on the Senior Center rental/lease agreements with Newstead Fire Co, spoke with Joe Hickman at Modern on some issues and the contract renewal, spoke with the grant writers and the state on the trailways grant.

## **UNFINISHED BUSINESS:**

**Buildings**- the sealing at the library will be done late June-July and the grinder pumps have been ordered.

**Planning**- review of minor changes to the proposed solar law will be done at work session with a public hearing to be set at the next meeting, an addendum to the Knox Box law is being looked at.

**Water/Sewer**- the map, plan & report is almost done for Indian Falls, Knapp with the rock depths being addressed. ECWA wants to schedule a meeting on the water pressure issues in town and the water tank. Lewis Rd- comments from the DOT have been received and issues with shutting down the road during some construction fazes are being addressed. Cedar St- schedule is being set with Mike once water levels go down. July 17<sup>th</sup> representatives will be present to give a presentation on the village sewer capacities for the future.

**Grants**- the new park grant is almost ready to submit. The Master Plan process in on schedule and the trailways grant is moving forward slowly.

IT evaluations by 2 companies are complete and the report analysis is in. The Board will review those reports at the next work session.

## **NEW BUSINESS:**

### **Approval- Village Sewer Rates changes:**

A motion was made by Councilman Burke, seconded by Councilman Jendrowski approving the towns sewer rates at \$12.00/1,000 gal for Sewer District #1 and \$19.00/1,000 gal for Sewer District #2 effective July 27, 2017, which provides the users 90-days notice of the rate increases from the Village of Akron.

(Resolution Attached) Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye, Morlacci-Aye  
Carried Unanimously

**Approval- Summer Recreation Staff:**

A motion was made by Councilman Jendrowski, seconded by Councilman Burke approving the following recreation employees for the summer session: Coordinators: Bo Izydorczak, Alexis Kidder, Jessica Bell & Ryan Carberry, Staff: Zach Akin, Jennifer Burden, Leah Czechowski, Erin Heberling, Emily Heberling, Amanda Lobur, Abigail Shine, Micah Suckow, Will Warner, Megan Kidder, Shane Rogers, Kaitlyn Stachowiak, Allison Ciurzynski, Tyler Jones, Matt Keough & Mattie Klein. Substitutes: Loriann Blenker, Katie Grant, Kaitlin Kaufman, Julianna Kieffer, Riley Polkowski & Nick Roland; with the stipulation that any of these employees under the age of 16 will not be officially hired or able to work until they turn 16 years of age.

Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye, Morlacci-Aye Carried Unanimously

**Approval- Beer/Wine Permit:**

A motion was made by Councilman Burke, seconded by Councilman Jendrowski approving the request for a beer/wine permit at Veterans Park on July 15<sup>th</sup> for Bill Kaufman.

Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye, Morlacci-Aye Carried Unanimously

**Approval- Town Attorney Payroll change:**

A motion was made by Councilman Jendrowski, seconded by Councilman Burke approving the change in payroll status for the Assistant Town Attorney to a set salary of \$5,000 for the remainder of 2017 instead of the previously agreed upon per meeting pay.

Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye, Morlacci-Aye Carried Unanimously

**Approval- Town Park Use:**

A motion was made by Councilman Burke, seconded by Councilwoman Morlacci approving the request by the Akron Celebration Committee to use Veteran's Park on July 3<sup>rd</sup> for the fireworks display.

Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye, Morlacci-Aye Carried Unanimously

**Approval- Training: Fred Pask:**

A motion was made by Councilman Jendrowski, seconded by Councilman Dugan approving the request for training for Fred Pask to attend Association of Towns Planning & Zoning school on July 31<sup>st</sup>.

Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye, Morlacci-Aye Carried Unanimously

**County Shared Services Plan:**

A motion was made by Councilman Jendrowski, seconded by Councilman Burke approving the consideration of implementing any proposals in the shared services plan which hire a full time Code Enforcement Officer and contract with the Village of Akron for services. Working together would save funds for both groups; Purchase trailer for excavator with use and cost to be shared with the Village of Akron, thus avoiding the purchase of two trailers; the Town Board will consider opposing any proposals in the shared services plan which transfer assessing to the County of Erie.

(Resolution Attached) Cummings-Aye, Dugan -Aye, Burke-Aye, Jendrowski- Aye, Morlacci-Aye  
Carried Unanimously

**Privilege of the Floor/Question Period:** no one spoke

There being no further business to come before the board for the regular meeting a motion was made by Councilman Burke, seconded by Councilwoman Morlacci to adjourn the regular meeting at 8:43pm.  
Carried Unanimously

Respectfully Submitted,  
Dawn D. Izydorczak, RMC, Town Clerk